HIGH COURT OF JUDICATURE FOR RAJASTHAN BENCH AT JAIPUR

D.B. Special Appeal Writ No. 918 / 1996

1. Kalyan Sahai Kedwat Advocate S/o Shri Hari Narayanji Kedawat age 72 years, Resident of Village Durgapura, Jaipur.

2. Bhonrey Lal S/o Shri Sundarlal ji age 93 years resident of village Durgapura, Jaipur.

----Appellant

Versus

1. The State of Rajasthan, through the Special Secretary, Government Secretariat, Jaipur.

2. The Jaipur Development Authority, Jaipur through its Commissioner, Jawahar Lal Nehru Marga, Jaipur.

3. The Executive Engineer-1 Jaipur Development Authority Jawahar Lal Nehru Marg, Jaipur.

4. The Chief Engineer, Public Works Department (B & R) Rajasthan Jaipur.

5. Rajasthan State Electricity Board, through its Secretary, Vidyut Marg, Jyoti Nagar, Jaipur.

6. The Executive Engineer, Rajasthan State Electricity Board (Civil), Hawa Sarak, Jaipur.

7. Dr. Vasudev Keswani, Resident of 11-B, Durgapura, Jaipur.

8. Shri Bhanwar Lal Gupta, son of Shri Ramgopal Gupta Resident of Main Market, Durgapura Jaipur.

9. Jaipur Nagar Nigam, Jaipur through its Mayor.

10. Ghan Shyam Das son of Shri Varindmal, resident of 3, Khawasji ka Bagh Tonk Road, Durgapura Jaipur.

----Respondent

For Appellant(s) : Mr. Aditya Pareek

For Respondent(s) :

HON'BLE MR. JUSTICE K.S.JHAVERI

HON'BLE MR. JUSTICE INDERJEET SINGH

Order

18/08/2017

In terms of the compliance report, no further direction is required to be issued.

The report dated 22nd March, 2010 reads as under:-

> "The latest physical position, as per the visit dated 19.3.2010, is as under:-
>
> I) At Durgapura, several pillars (all the pillars) have been fully constructed for construction of about 1.0 K.M flyover and work/construction of putting slabs thereupon is yet to be undertaken. The aforesaid construction is going on for last more than 2 years.
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> ii) At Transport Nagar Chauraha almost all the pillars have been constructed for construction of 2-ways flyover for Jaipur-Delhi Road and for Jaipur-Agra Road and work is continuing speedly. However, work of putting slabs upon these pillars has not yet begun. This construction is also continuing for last 2 years.
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> iii) At Khasa Kothi Chauraha, flyover from Railway Station to Polo Victory Cinema is almost at completion and is likely to complete soon, since the construction work of putting slabs upon all the pillars is at last stage as more than 50% slabs have already been constructed over the pillars by now.
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> iv) At Gujar Ki Thadi Tiraha, an under-pass of ½ k.m. long is being constructed by J.D.A. for crossing Gopalpura Bye Pass to the Road towards New Aatish Market. On one side of the Road this under-pass is almost at the verge of completion, whereas on the other end digging and construction work is going on which may complete soon.
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> v) At Ghat Ki Guni (Agra Road), the project of construction of 2 Tunnels has been undertaken by J.D.A.; one from R.S.R.T.C. Bus Stand (at Jawahar Nagar Bye Pass) to Choolgiri/Khania, across the hill, and another starting at the crossing of Shanti Path and Jawahar Nagar Bye Pass, across the hill,, towards Agra Road. At the site of first proposed Tunnel starting from R.S.R.T.C. Bus stand, stone-laying has been done by the Hon'ble Chief Minister Sh. Ashok Gehlot about 3 months before. However, at present testing of earth and stones is going on.
>
> Earlier also enquiries were made from J.D.A. time to time and all the sites were visited time and again and it was found that work was progreesing only at the above mentioned 5 sites.

Thus, only partial compliance of the directions has been made so far by J.D.A. No progress has been made in relation to under passes and remaining flyovers and Railway over-bridges.

However, it is pertinent to mention that the traffic conditions in the entire city have reached in most deplorable situation every-where, more particularly at Sodala and its nearby areas situated on & around Jaipur-Ajmer Road, New Sanganer Road, Moti Doongari Road, Ram Singh Road specially at S.M.S. Hospital and Narayan Singh Tiraha, where 'Traffic-Jam' has become routine after every half-an-hour. Such existing 'Chaotic' traffic conditions warrant urgent kind attention and intervention of the Hon'ble Court."

The appeal is consigned to record.

RAJASTHAN HIGH COURT

(INDERJEET SINGH)J. (K.S.JHAVERI)J.

A.Sharma/99

सत्यमेव जयते